IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29014 of 2008
DR.MUKTESHWARI PRASAD
Versus
STATE OF BIHAR
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2. 14.08.2008 Heard the counsel for the petitioner and the State.

The petitioner was posted as Civil Surgeon, Sadar Hospital, Gaya during the relevant time i.e. 1989-91. Allegation in the F.I.R. is that medicines were purchased during 1989-91 from M.S.D. Calcutta in violation of Government order dated 22.04.1994. The petitioner has retired on 31.7.1992 and F.I.R. has been instituted in the year, 2007.

Counsel for the petitioner submits that the allegation relates to violation of Government Circular 1994 while the allegation relates to the purchase of medicines in the year, 1990-91 which shows that the allegations are baseless. Delay is another ground for grant of anticipatory bail.

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Considering the fact, prayer for grant of anticipatory bail on behalf of the petitioner, namely, Mukteshwari Prasad is allowed. In the event of his arrest or surrender within four weeks from today, he will be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Gaya Kotwali P.S. Case No.06/07 to the satisfaction of Chief Judicial Magistrate, Gaya subject to the conditions as laid down u/S 438(2) of the Cr.P.C.

AKV/ **(Mridula Mishra,J.)**